



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
ASSISTANT COMMISSIONER FOR PATENTS

Applicant: Gary M. Lesley                      Examiner: Patel  
Serial No.: 09/409,461                      Group Art Unit: 3765  
Filed: August 31, 1999                      (docket 6173.20/US)  
For: ENHANCED VISIBILITY SAFETY GARMENT

Assistant Commissioner for Patents  
Washington, DC 20231

I hereby certify that this correspondence is being re-  
posited with the United States Postal Service as first  
class mail in an envelope addressed to: Commissioner  
of Patents and Trademarks, Washington, D.C. 20231  
On 2/28/03

(Date of Deposit)

*John W. Bunch*  
John W. Bunch #18

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

Dear Sir:

In accordance with 37 CFR 1.181, applicant hereby petitions for withdrawal of the Notice of Abandonment mailed 12/30/02 in the above-identified patent application. The Notice indicates on page 2, box 1, that Applicant "failed to timely file a proper reply to the Office letter mailed on 23 July 2002." However, that is erroneous. The original due date for response was 08/23/02. Ex. A attached hereto are file copies of the Election and Extension Request mailed on 09/23/02 (along with a check), including certificates of mailing of the same date. Ex. B is a copy of the date-stamped return postcard indicating that these were received by the USPTO 10/01/02, but were evidently misplaced. Applicant thus **did** timely file a proper response. Accordingly, the Notice of Abandonment was erroneous and should be withdrawn.

Since this Petition is being filed within two months of the action complained of, no fee is required.

Favorable action on this Petition, and reinstatement of this application to pending status, are respectfully requested.

Respectfully submitted,

Dated: February 28, 2003

*John W. Bunch*  
John W. Bunch  
Reg. no. 28,696  
One Corporate Center, Suite 300  
7300 Metro Blvd.  
Minneapolis, MN 55439  
952/897-1707

Attorney for applicant



#20/Election  
Ext. B. J. J. J.  
PATENT  
(1mms)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gary M. Lesley

Examiner: Patel

Serial No.: 09/409,461

Group Art Unit: 3765

Filed: August 31, 1999

(docket 6173.20/US)

For: ENHANCED VISIBILITY SAFETY GARMENT

Assistant Commissioner for Patents  
Washington, DC 20231

**ELECTION**

Dear Sir:

This is in response to the Office Action (paper no. ) mailed July 23, 2002, the period for response having been extended per the accompanying Extension Request, in connection with the above-identified patent application.

Applicant hereby elects the species of Group I (ie, Claim 1) for examination herein, without traverse.

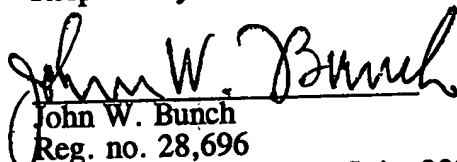
The non-elected species of Group II (ie, Claim 2) stands withdrawn from further consideration herein, subject to applicant's right to pursue prosecution thereof via a divisional application.

A Preliminary Amendment will follow separately

Favorable action on the application is respectfully requested.


Respectfully submitted,

Dated: September 23, 2002

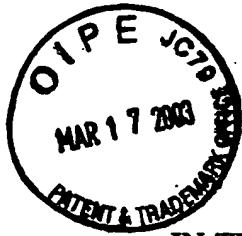
  
John W. Bunch  
Reg. no. 28,696  
One Corporate Center, Suite 300  
7300 Metro Blvd.  
Minneapolis, MN 55439  
612/897-5242  
Attorney for applicant

156rrq.cor

**CERTIFICATE OF MAILING:** I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to U.S. Patent & Trademark Office, Washington, DC 20231, on this 23rd day of September, 2002.

  
John W. Bunch

A.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gary M. Lesley

Examiner: Patel

Serial No.: 09/409,461

Group Art Unit: 3765

Filed: August 31, 1999

(docket 6173.20/US)

For: ENHANCED VISIBILITY SAFETY GARMENT

Commissioner of Patents & Trademarks  
Washington, DC 20231

**EXTENSION REQUEST**

Dear Sir:

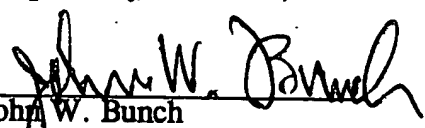
In accordance with 37 CFR 1.136, applicant hereby requests a one (1) month extension to and including September 23, 2002, to respond to the Office Action (paper no. ) mailed July 23, 2002, in the above-identified patent application.

Enclosed is a check for \$ 55 for the official fee for this extension, in the case of a small entity. Please charge any underpayment or credit any overpayment in this regard to deposit account no 20-1315. A duplicate copy of this sheet is attached for that purpose.

Favorable action on the application is respectfully requested.

Respectfully submitted,


Dated: September 23, 2002

  
John W. Bunch  
Reg. no. 28,696  
One Corporate Center, Suite 300  
7300 Metro Blvd.  
Minneapolis, MN 55439  
952/897-5242

Attorney for applicant

7435psx.cor

**CERTIFICATE OF MAILING:** I hereby certify that this correspondence and/or fee is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to U.S. Patent & Trademark Office, Washington, DC 20231, on this 23rd day of September, 2002.

  
John W. Bunch



Receipt by the USPTO is hereby acknowledged of the enclosed Ext. Request, ck for \$ 55, and Election, in re:

Applicant: Lesley  
Serial no. 09/409,461  
Filed 8/31/99  
For : ENHANCED VISIBILITY  
SAFETY GARMENT

(docket 6173.20/US)



B.